

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY STATE  
BOARD OF NURSING

IN THE MATTER OF THE  
LICENSE OF

ERIN LEIGH DALTON, R.N.  
License # NR 11191100

TO PRACTICE NURSING IN THE  
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a registered professional nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about January 23, 2012, the State Board of Nursing of the Commonwealth of Pennsylvania issued an order indefinitely suspending respondent's Pennsylvania nursing license for no less than three years, with the suspension to be stayed and served as a period of probation. The basis for this action was respondent's having pled nolo contendere to one count of criminal attempt to obtain possession of

controlled substances by misrepresentation on June 14, 2011. (Exhibit A) Respondent's nursing license was reinstated by the Pennsylvania Board on January 24, 2014.

3. Pursuant to N.J.A.C. 13:37-5.9, respondent is required to immediately notify the Board when disciplined by any state or federal agency. Respondent did not so notify the Board following the issuance of the 2012 Pennsylvania order.

4. On her 2013 renewal application, respondent indicated "N" for "no" in response to the question as to whether any action had been taken against her professional license by any licensing authority since her last renewal.

#### CONCLUSIONS OF LAW

1. Respondent's failure to immediately notify the Board of the 2012 action taken by the Pennsylvania Board constitutes a violation of N.J.A.C. 13:37-5.9, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

2. Respondent's indication on her 2013 renewal application that no action had been taken against her professional license since her last renewal constitutes misrepresentation in violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on March 22, 2012, provisionally suspending respondent's nursing license, and imposing a \$200.00 civil penalty. A copy of the Order was served upon respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and

conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that the copy of the Provisional Order sent by certified mail was signed for. The regular mailing was not returned. No response has been received to date. The Board determined that service had been effected, as the mailings had been sent to respondent's address of record with the Board. The Board further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

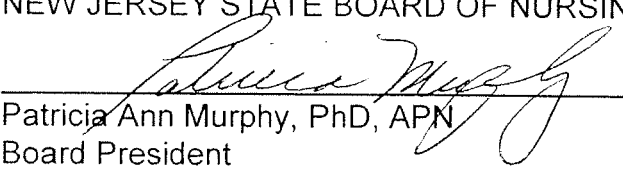
ACCORDINGLY, IT IS on this 17<sup>th</sup> day of December, 2014,

ORDERED that:

1. A public reprimand is hereby imposed for respondent's violation of N.J.A.C. 13:37-5.9.
2. A civil penalty in the amount of \$500.00 is hereby imposed for the violation of N.J.S.A. 45:1-21(b). Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and forwarded to the attention of George Hebert, R.N., Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, Newark, NJ 07101, and shall be forwarded within twenty-one (21) days of the filing of this order.

NEW JERSEY STATE BOARD OF NURSING

By:

  
Patricia Ann Murphy, PhD, APN  
Board President